**COMMISSIONER FOR PATENTS** Washington, D.C. 20231

ATTORNEY DOCKET NO. 10015052-1

## Htellectual Property Administration P. O. Box 272400 Fort Collins, Colorado 80527-2400

## IN THE U.S. PATENT AND TRADEMARK OFFICE **Patent Application Transmittal Letter**

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is a(n):(X) Utility ( ) Design

(X) original patent application,

( ) continuation-in-part application

INVENTOR(S): Dan Tormey, Joe Bolding and Gerald Everett

TITLE:

M m Stack Utilization Management System and Method for a Single-Stack Arrangement

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<u>=</u> ( <b>X</b> )	The Declaration and	Power of Attorney.	( <b>X</b> ) signed	( ) unsigned or partially	signed
<b>■</b> ( <b>x</b> )	10 sheets of d			( ) Associate Power of A	Attorney
<b>(</b> )	Form PTO-1449	( ) In	formation Discl	osure Statement and Form F	PTO-1449
<b>*</b> 22	Priority document(s)	(x) (Other) Nonpublicat	ion Request	(fee \$	)

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY					
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5 TOT.	
TOTAL CLAIMS	29 — 20	9	X \$18	\$	162
INDEPENDENT CLAIMS	4 — 3	1	X \$84	\$	84
ANY MULTIPLE DEPENDENT CLAIMS	0		\$280	\$	0
BASIC FEE: Design ( \$330.00 ); Utility (\$740.00 )					740
TOTAL FILING FEE					986
OTHER FEES					
TOTAL CHARGES TO DEPOSIT ACCOUNT					986

986 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17,1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

"Express Mail" label no. EL851564705US

Date of Deposit October 9, 2001

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Washington, Commissioner for Patents,

Typed Name: Shreen K. Danamraj

Respectfully submitted,

Dan Tormey, Joe Bolding and Gerald

Shreen K. Danamrai

Attorney/Agent for Applicant(s)

Reg. No. 41,696

Date: October 9, 2001

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## REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Dan Tormey et al.

Title Stack Utilization Management System and Method for a Single-Stack Arrangement

Atty Docket Number 10015052-1

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

October 9, 2001

Date

Signature

Shreen K. Danamraj

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**